

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 09-03

Introduced by Council President Boniface

Legislative Day No. 09-03 Date January 20, 2009

An ACT to grant a nonexclusive cable television franchise to Verizon Maryland, Inc., to operate a cable television system in Harford County; to accept and adopt as complete the franchise application; to incorporate the terms of the Franchise Agreement into this Act; and generally relating to the granting of the cable television franchise to Verizon Maryland, Inc.

By the Council, January 20, 2009

Introduced, read first time, ordered posted and public hearing scheduled

on: February 17, 2009

at: 6:30 p.m.

By Order: Barbara J. Conner, Council Administrator

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 17, 2009, and concluded on February 17, 2009.

Barbara J. Conner, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

Bill No. 09-03
As Amended

1 **WHEREAS**, the County Council, pursuant to Chapter 235 of the Harford County Code
2 and Article 25A, Section 5(B) of the Annotated Code of Maryland, as amended, is authorized to
3 grant one or more nonexclusive franchises to operate a cable television system within the County;
4 and

5 **WHEREAS**, the County Council has received an application from Verizon Maryland, Inc.,
6 for a cable television franchise within the County; and

7 **WHEREAS**, the County Council hereby accepts and adopts as complete the franchise
8 application submitted by Verizon Maryland, Inc., on or about December 23, 2008; and

9 **WHEREAS**, after evaluating the information submitted by Verizon Maryland, Inc., the
10 Council has determined that Verizon Maryland, Inc., is legally, technically and financially
11 qualified to construct, operate, and maintain a cable television system within the County for a term
12 of 15 years;

13 **WHEREAS**, the Council has determined that it is in the best interests of and consistent
14 with the health, safety and welfare of the citizens of the County to grant a cable television franchise
15 to Verizon Maryland, Inc., on the terms and conditions set forth in the attached Franchise
16 Agreement;

17 **NOW, THEREFORE:**

18 SECTION 1. *Be It Enacted By The County Council of Harford County, Maryland, that:*

19 A. Verizon Maryland, Inc., is granted a nonexclusive franchise to construct, operate
20 and maintain a cable television system within the County for a period of 15 years from the
21 Effective Date of this Act.

22 B. The County Executive and the County Council expressly reserve the right at all
23 times to exercise, in the interest of the public, full superintendence, regulation, and control in
24 respect to all matters connected to the grant consistent with the provisions of the attached Franchise
25 Agreement and to the full extent permitted by federal law.

Bill No. 09-03
As Amended

**Bill No. 09-03
As Amended**

1 C. The franchise application submitted by Verizon Maryland, Inc., on or about
2 December 23, 2008, and on file with the County Council office is hereby accepted and adopted as
3 complete by the County Council.

4 D. The Franchise Agreement attached hereto is hereby incorporated and made part of
5 this Act.

6 Section 2. *And Be It Further Enacted*, that this Act shall take effect 60 calendar days after it
7 becomes law, contingent upon the signing of the attached Franchise Agreement by the authorized
8 representative Verizon Maryland, Inc., and if the Franchise Agreement is not so signed, this Act
9 shall be null and void without the necessity of further action by the County Council.

EFFECTIVE DATE: April 20, 2009

The Council Administrator does hereby certify that fifteen (15) copies of this Bill are immediately available for distribution to the public and the press.

Council Administrator

**Bill No. 09-03
As Amended**

HARFORD COUNTY BILL NO. 09-03

Brief Title Verizon Cable Franchise

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

Barbara J. O'Connor
Council Administrator

Date February 17, 2009

ENROLLED

[Signature]
Council President

Date February 17, 2009

BY THE COUNCIL

Read the third time.

Passed: LSD 09-6

Failed of Passage: _____

By Order

Barbara J. O'Connor
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 18th day of February, 2009 at 3:00 p.m.

Barbara J. O'Connor
Council Administrator



BY THE EXECUTIVE

David R. Craig
COUNTY EXECUTIVE

APPROVED: Date February 19, 2009

BY THE COUNCIL

This Bill No. 09-03 As Amended having been approved by the Executive and returned to the Council, becomes law on February 19, 2009.

EFFECTIVE DATE: April 20, 2009

Barbara J. O'Connor
Barbara J. O'Connor,
Council Administrator